



Dept.: E/M
By: GJM/PAS/scm

OSMM&N File No. 250162US2

Serial No. 10/796,106

In the matter of the Application of: Masahiro YAMADA, et al.

For: DISTRIBUTION NETWORK MONITORING AND CONTROL SYSTEM

Due Date: N/A

The following has been received in the U.S. Patent Office on the date stamped hereo

- Dep. Acct. Order Form
- Information Disclosure Statement (copy) PTO-1449 (copy)
- Filing Receipt filed on 04/26/04 (copy)
- PTO Short Cover Letter
- Petition for Consideration IDS



H:\ATTY\PAS\25's\250162US\FR.DOC

COPY

scm
scm



Docket No.: 250162US2

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



RE: Application Serial No.: 10/796,106

Applicants: Masahiro YAMADA, et al.

Filing Date: March 10, 2004

For: DISTRIBUTION NETWORK MONITORING AND
CONTROL SYSTEM

Group Art Unit: 2125

Examiner: Jarret, Ryan A.

SIR:

Attached hereto for filing are the following papers:

Filing Receipt, Petition

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Gregory J. Maier
Registration No. 25,599

Paul A. Sacher
Registration No. 43,418

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)



Docket No. 250162US2

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

: Masahiro YAMADA, et al.

: GROUP: 2125

SERIAL NO.: 10/796,106

: DATE ALLOWED: March 7, 2005

FILED: March 10, 2004

: EXAMINER: Jarrett, Ryan A.

FOR: DISTRIBUTION NETWORK
MONITORING AND CONTROL
SYSTEM

:

PETITION FOR CONSIDERATION UNDER 37 CFR §1.181(a)(3) RE:

INFORMATION DISCLOSURE STATEMENT FILING(S)

COMMISSIONER FOR PATENTS
Alexandria Virginia, 22313

COPY

SIR:

This is a Petition pursuant to 37 CFR §1.181(a)(3) requesting that the Examiner be instructed by the Commissioner or his representative to notify Applicants of proper consideration of the information disclosure statement (IDS) that was filed on April 26, 2004.

STATEMENT OF FACTS

On April 26, 2004, Applicants filed the above-noted IDS under 37 CFR §§1.97 and 1.98, which filing is clearly documented by the attached copy of the associated date-stamped Mail Room receipt and copies of the IDS papers including the Form PTO 1449 and cited references (2). The PTO has not responded to this IDS filing by supplying Applicants with a copy of the Forms PTO 1449 filed on April 26, 2004, that has been properly initialed by the Examiner. Specifically,

Application Serial Number: 10/796,106

Page 2

reference "AO" (Japanese Document No. 63-109694) was crossed out by the Examiner, as having not been considered, without any explanation.

POINT FOR REVIEW

The point for review is why Applicants have not been provided a copy of the above-noted Form PTO 1449 filed on April 26, 2004, properly initialed by the Examiner in compliance with the rules.

ACTION REQUESTED

In light of the above, it is respectfully requested that the Examiner be directed to provide Applicants a copy of the above-noted Forms PTO 1449 filed on April 26, 2004, properly initialed by the Examiner in compliance with the rules.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND
MAIER & NEUSTADT, P.C.

Gregory J. Maier
Registration No. 25,599
Attorney of Record
Paul A. Sacher
Registration No. 43,418

Customer Number

22850

Tel. No.: (703) 413-3000
Fax No.: (703) 413-2220

GJM/PAS/scm
I:\ATTY\PAS\25\162US\181 PETITION-IDS.DOC

COPY